IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3497 OF 2007

IN

FIRST APPEAL NO. 1202 OF 2002

Surendra Rajaram Songaonkar
& Ors. .. Applicants.

vs.

Ajay Prakash Rajebhosale. .. Respondent.

Mr. V.S. Kapse i/by S.L. Kapse
for Applicanst.
Mr. Kiran Kandpile i/by P.K. Hushing for respondent.

CORAM: J.N. PATEL &,
A.A. SAYED, JJ.
DATE: 27TH JULY, 2007.

P.C.

. The learned counsel for the applicants seeks leave to tender supplementary certificate of the applicant. The affidavit with the supplementary certificate annexed therewith is taken on record. We were required to direct the applicant to submit this certificate as the earlier certificate which has been placed on record and which is normally issued by the

Brihanmumbai Mahanagarpalika, Public Health Department is in Form No. 8 which is prescribed under Rule 8 of the Maharashtra Registration of Births & Deaths Rules, 1976. The said form can only be issued for a person who is dead and not for any other purpose. We expect the Public Health Department of Brihanmumbai Mahanagarpalika to print separate medical certificates for cases other than certifying cause of death. Though the Mumbai Municipal Corporation is not a party before this Court, we direct the Registrar (Judicial) to send a copy of this order to the Medical Officer, Incharge of Public Health Department to take cognizance of our order and get proper forms printed for issuing medical certificate for other purposes rather than using medical certificate of cause of death even in cases of persons who are alive. The Registrar (Judicial) is further directed to obtain an action taken report from the concerned authorities in the matter within four weeks and place it before us.

2. The Civil Application stands disposed of accordingly.

3. So far as the fixing of date of hearing is concerned, the matter be circulated after 15th August, 2007 for final hearing. Put up along with Writ Petition No. 7961 of 2003.

(J.N. Patel, J.)

(A.A. Sayed, J.)